

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

In re:

Case No. 16-10389-AJC

LIZA HAZAN a/k/a ELIZABETH HAZAN,

Chapter 11

Debtor,
_____ /

**APPELLANT CHRIS KOSACHUK'S DESIGNATION OF THE RECORD AND
STATEMENT OF ISSUES ON APPEAL**

Appellant Chris Kosachuk ("Kosachuk" or "Appellant"), *pro se*, and pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure, hereby files his Designation of the Record and Statement of Issues on Appeal with respect to Appellant's Notice of Appeal of Order Denying Motion to Compel [ECF 1115] filed on May 12, 2022, and requests that the same be transmitted electronically to the United States District Court for the Southern District of Florida, Miami Division.

Main Case (BK)	Filing Date	Docket #	Docket Text/Document Description
BK	1/11/2016	1	Voluntary Petition
BK	11/15/17	562, 562-1, 562-2, 562-3, 562-4 & 562-5	Fifth Amended Disclosure Statement and Exhibits
BK	11/15/17	563	Fourth Amended Plan
BK	12/13/17	580	Order Approving Disclosure Statement
BK	12/20/17	590	Objection to Confirmation
BK	01/02/18	598	Objection to Confirmation
BK	01/10/18	606	Objection to Confirmation
BK	6/13/18	691	Confirmation Order
BK	03/19/19	828	Motion to Compel

BK	05/10/19	895	Order Denying Motion to Compel
BK	03/10/22	1068	Motion for Contempt and Sanctions
BK	04/02/22	1073	Order Granting Contempt
BK	04/12/22	1074	Objection
BK	04/12/22	1075	Motion to Compel
BK	04/13/22	1076	Motion to Reduce Plan Payments
BK	04/15/22	1081	Motion for Relief from Contempt Order
BK	04/26/22	1090	Emergency Motion for Contempt
BK	04/27/22	1093	Motion for Order to Show Cause Contempt
BK	04/29/22	1097	Amended Emergency Motion
BK	04/29/22	1098-1098-5	Objection to Emergency Motion
BK	05/03/22	1106	Order Denying Motion to Compel
BK	05/12/22	1115	Notice of Appeal of Order Denying Motion

STATEMENT OF ISSUES

1. Whether the Bankruptcy Court erred in entering order in violation of Bankruptcy Rule 2015 and United States Trustee Region 21 Operating Guidelines and Reporting Requirements that:

(A) Denied a Motion to Compel Post Confirmation Quarterly Operating Reports where all the confirmed plan payments have not been made, a final decree has not been entered and no Post Confirmation Quarterly Operating reports have ever been filed.

(B) Denied a Motion to Compel Post Confirmation Quarterly Operating Reports without opposition, without a hearing and without hearing from the United States Trustee.

(C) Denied a Motion to Compel Proof of Insurance under the same circumstances as A and B.

2. Whether a party, against whom sanctions and contempt are sought, has standing to compel the post confirmation operating reports to prove that the underlying confirmed bankruptcy plan is in default.

3. Whether the United States Trustee and the Bankruptcy Court both have independent obligations to require that the post confirmation quarterly operating reports in Chapter 11 cases.

May 26, 2022

Respectfully submitted,
/s/ Chris Kosachuk
Chris Kosachuk
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was emailed to the Clerk of Court for electronic filing on this 26th day of May, 2022 pursuant to [Administrative Order 2021-10](#) .

Respectfully submitted,
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/s/ Chris Kosachuk
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SERVICE LIST

Served via CM/ECF or Email

All parties of record

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